

REMARKS/ARGUMENTS

Claims 1-12 are pending.

In the June 28 Office action, claims 1-12 were rejected under 35 U.S.C. § 102(b) for allegedly being anticipated by Klauser et al., Dynamic Hammock Predication for Non-predicated Instruction Set Architectures.

IDS Submission, Missing References

An IDS was mailed on March 21, 2005, citing 97 references. This Office action reports that Cite Nos. 40 and 51 were not found.

It is noted that an inspection of the Image File Wrapper in PAIRS shows that the single-page Cite No. 40 to Krewell was apparently combined with a three-page reference (also to Krewell) when the IDS references were scanned into PAIRS. As to Cite No. 51 to Martin et al., this 12-page reference is listed as a separate reference in the Image File Wrapper.

Attached herewith as Exhibit A is a printout of the Image File Wrapper from PAIRS. Cite Nos. 40 and 51 are identified by the highlighting on page 2 of the printout.

Submitted herewith in a Supplemental IDS are the references identified as cite nos. 40 and 51 in the March 21 IDS.

Claim Rejections

The Examiner in the June 28 Office action explained that Klauser does not teach the limitation of recompiling. The claims (independent claims 1, 5, and 9) have been amended to more clearly recite "recompiling" in the context of the present invention. For example claim 1 more clearly recites "machine code being produced by compiling source code (containing at least one conditional branch instruction)" and that the produced "machine code being executable by a target computing device different from said computing device, said machine code thereby being executable by said target computing device and by said computing device without recompiling."

As claim 1 recites, the machine code that results from compiling the source code is executable in both a target computing device and in the recited computing device.

Independent claims 5 and 9 have been similarly amended.

Appl. No. 09/838,678
Amdt. dated December 27, 2005
Reply to Office Action of June 28, 2005

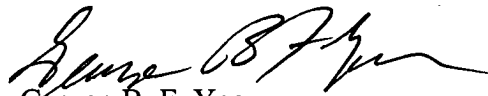
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CONCLUSION

In view of the foregoing, Applicants believe all claims now pending in this Application are in condition for allowance. The issuance of a formal Notice of Allowance at an early date is respectfully requested.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 650-326-2400.

Respectfully submitted,



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06/28/2005	Non-Final Rejection	PROSECUTION	8		<input type="checkbox"/>	
06/28/2005	Search information including classification, databases and other search related notes	PROSECUTION	1		<input type="checkbox"/>	
06/28/2005	Index of Claims	PROSECUTION	1		<input type="checkbox"/>	
06/24/2005	Examiner's search strategy and results	PROSECUTION	1		<input type="checkbox"/>	
04/20/2005	Fee Worksheet (PTO-875)	PROSECUTION	1		<input type="checkbox"/>	
04/13/2005	Specification	PROSECUTION	1		<input type="checkbox"/>	
04/13/2005	Supplemental Response or Supplemental Amendment	PROSECUTION	2		<input type="checkbox"/>	
04/13/2005	Applicant Arguments or Remarks Made in an Amendment	PROSECUTION	1		<input type="checkbox"/>	
04/13/2005	Claims	PROSECUTION	3		<input type="checkbox"/>	
03/31/2005	NPL Documents	PRIOR ART	5		<input type="checkbox"/>	
03/31/2005	NPL Documents	PRIOR ART	10		<input type="checkbox"/>	
03/31/2005	NPL Documents	PRIOR ART	10		<input type="checkbox"/>	
03/31/2005	NPL Documents	PRIOR ART	12		<input type="checkbox"/>	
03/31/2005	NPL Documents	PRIOR ART	37		<input type="checkbox"/>	
03/31/2005	NPL Documents	PRIOR ART	13		<input type="checkbox"/>	
03/31/2005	NPL Documents	PRIOR ART	6		<input type="checkbox"/>	
03/31/2005	NPL Documents	PRIOR ART	11		<input type="checkbox"/>	
03/31/2005	NPL Documents	PRIOR ART	13		<input type="checkbox"/>	
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03/31/2005	NPL Documents	PRIOR ART	6		<input type="checkbox"/>	
03/31/2005	NPL Documents	PRIOR ART	85		<input type="checkbox"/>	
03/31/2005	NPL Documents	PRIOR ART	13		<input type="checkbox"/>	
03/31/2005	NPL Documents	PRIOR ART	202		<input type="checkbox"/>	
03/31/2005	NPL Documents	PRIOR ART	5		<input type="checkbox"/>	
03/31/2005	NPL Documents	PRIOR ART	11		<input type="checkbox"/>	

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03/31/2005	<u>NPL Documents</u>	PRIOR ART	10	<input type="checkbox"/>
03/31/2005	<u>NPL Documents</u>	PRIOR ART	2	<input type="checkbox"/>
03/31/2005	<u>NPL Documents</u>	PRIOR ART	6	<input type="checkbox"/>
03/31/2005	<u>NPL Documents</u>	PRIOR ART	14	<input type="checkbox"/>
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03/31/2005	<u>NPL Documents</u>	PRIOR ART	9	<input type="checkbox"/>
03/31/2005	<u>NPL Documents</u>	PRIOR ART	19	<input type="checkbox"/>
03/31/2005	<u>NPL Documents</u>	PRIOR ART	8	<input type="checkbox"/>
03/31/2005	<u>NPL Documents</u>	PRIOR ART	12	<input type="checkbox"/>
03/31/2005	<u>NPL Documents</u>	PRIOR ART	18	<input type="checkbox"/>
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03/01/2005	<u>Claims</u>	PROSECUTION	3	<input type="checkbox"/>
03/01/2005	<u>Amendment After Final</u>	PROSECUTION	1	<input type="checkbox"/>
03/01/2005	<u>Extension of Time</u>	PROSECUTION	1	<input type="checkbox"/>
03/01/2005	<u>Amendment Submitted/Entered with Filing of CPA/RCE</u>	PROSECUTION	1	<input type="checkbox"/>
03/01/2005	<u>Request for Continued Examination (RCE)</u>	PROSECUTION	1	<input type="checkbox"/>
03/01/2005	<u>Applicant Arguments or Remarks Made in an Amendment</u>	PROSECUTION	3	<input type="checkbox"/>
01/21/2005	<u>Advisory Action (PTOL-303)</u>	PROSECUTION	3	<input type="checkbox"/>

12/29/2004	<u>Amendment Submitted/Entered with Filing of CPA/RCE</u>	PROSECUTION	2	<input type="checkbox"/>
12/29/2004	<u>Applicant Arguments or Remarks Made in an Amendment</u>	PROSECUTION	3	<input type="checkbox"/>
12/29/2004	<u>Claims</u>	PROSECUTION	3	<input type="checkbox"/>
10/26/2004	<u>Final Rejection</u>	PROSECUTION	9	<input type="checkbox"/>
10/26/2004	<u>Index of Claims</u>	PROSECUTION	2	<input type="checkbox"/>
10/26/2004	<u>Search information including classification, databases and other search related notes</u>	PROSECUTION	2	<input type="checkbox"/>
08/23/2004	<u>Amendment - After Non-Final Rejection</u>	PROSECUTION	2	<input type="checkbox"/>
08/23/2004	<u>Claims</u>	PROSECUTION	2	<input type="checkbox"/>
08/23/2004	<u>Drawings</u>	PROSECUTION	1	<input type="checkbox"/>
08/23/2004	<u>Applicant Arguments or Remarks Made in an Amendment</u>	PROSECUTION	2	<input type="checkbox"/>
08/23/2004	<u>Drawings</u>	PROSECUTION	5	<input type="checkbox"/>
08/23/2004	<u>Authorization for Extension of Time for all replies</u>	PROSECUTION	2	<input type="checkbox"/>
08/23/2004	<u>Extension of Time</u>	PROSECUTION	1	<input type="checkbox"/>
08/23/2004	<u>Fee Worksheet (PTO-875)</u>	PROSECUTION	1	<input type="checkbox"/>
04/08/2004	<u>Miscellaneous Action with SSP</u>	PROSECUTION	2	<input type="checkbox"/>
03/30/2004	<u>Power of Attorney (may include Associate POA)</u>	PROSECUTION	2	<input type="checkbox"/>
03/25/2004	<u>Non-Final Rejection</u>	PROSECUTION	6	<input type="checkbox"/>
03/25/2004	<u>NPL Documents</u>	PRIOR ART	8	<input type="checkbox"/>
03/25/2004	<u>List of references cited by examiner</u>	PRIOR ART	1	<input type="checkbox"/>
03/19/2004	<u>Examiner's search strategy and results</u>	PROSECUTION	1	<input type="checkbox"/>
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03/19/2004	<u>Examiner's search strategy and results</u>	PROSECUTION	17	<input type="checkbox"/>
01/17/2002	<u>Miscellaneous Internal Document</u>	PROSECUTION	1	<input type="checkbox"/>
07/23/2001	<u>Applicant Response to Pre-Exam Formalities Notice</u>	PROSECUTION	3	<input type="checkbox"/>
07/23/2001	<u>Preliminary Amendment</u>	PROSECUTION	1	<input type="checkbox"/>
07/23/2001	<u>Oath or Declaration filed</u>	PROSECUTION	2	<input type="checkbox"/>
07/23/2001	<u>Drawings</u>	PROSECUTION	5	<input type="checkbox"/>

07/23/2001	<u>Drawings</u>	AS FILED	5	<input type="checkbox"/>
07/23/2001	<u>Preliminary Amendment</u>	AS FILED	1	<input type="checkbox"/>
07/23/2001	<u>Transmittal letter</u>	AS FILED	3	<input type="checkbox"/>
06/14/2001	<u>Miscellaneous Action with SSP</u>	PROSECUTION	2	<input type="checkbox"/>
04/19/2001	<u>Claims</u>	AS FILED	1	<input type="checkbox"/>
04/19/2001	<u>Specification</u>	AS FILED	16	<input type="checkbox"/>
04/19/2001	<u>Transmittal letter</u>	AS FILED	4	<input type="checkbox"/>
04/19/2001	<u>Fee Worksheet (PTO-875)</u>	PROSECUTION	1	<input type="checkbox"/>
04/19/2001	<u>Bibliographic Data Sheet</u>	PROSECUTION	1	<input type="checkbox"/>
04/19/2001	<u>Claims</u>	PROSECUTION	2	<input type="checkbox"/>
04/19/2001	<u>Specification</u>	PROSECUTION	15	<input type="checkbox"/>
04/19/2001	<u>Drawings</u>	PROSECUTION	5	<input type="checkbox"/>
04/19/2001	<u>Transmittal letter</u>	PROSECUTION	4	<input type="checkbox"/>
04/19/2001	<u>Index of Claims</u>	PROSECUTION	1	<input type="checkbox"/>
04/19/2001	<u>Search information including classification, databases and other search related notes</u>	PROSECUTION	1	<input type="checkbox"/>
04/19/2001	<u>Issue Information including classification, examiner, name, claim, renumbering, etc.</u>	PROSECUTION	1	<input type="checkbox"/>
04/19/2001	<u>Oath or Declaration filed</u>	AS FILED	5	<input type="checkbox"/>

Sorted By : Mail Room Date

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